

CONGRESSIONAL RECORD SUMMARY

Monday, July 29, 2002

HOUSE

The House was not in session today.

Pursuant to the provisions of S. Con. Res. 132, the House stands adjourned for the Summer District Work Period until 2:00 p.m. on Wednesday, September 4, 2002.

Remarks:

Introducing the Teacher Victims' Family Assistance Act of 2002.

Hastings

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One More Reason why Religious Ideology Should not Drive Public Policy.

"...As critics predicted, Bush's goal to make faith-based institutions the primary delivers of social services has led to them promoting their religious beliefs with government money. Today, the Washington Post reported that a Louisiana federal judge ruled that the state illegally used federal money to promote religion in its abstinence-only sex education programs..."

Stark

Page E 1433

In God We Trust Threatened by Pledge Suit.

Rothman

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Extradition Treaty With Mexico.

Miller

Page E 1444

The Law Enforcement Partnership to Combat Terrorism Act.

Saxton

Page E 1444

Introducing Legislation to Reestablishment the U.S. Parole Commission.

"...We need to make sure no one is forced to spend years in prison without any hope. My bill reestablishes the U.S. Parole Commission. The commission will grant parole to reformed prisoners who have earned parole. This is not an open door policy. Rehabilitated prisoners shall be eligible for parole only after serving one third of their term or after serving ten years of a life sentence..."

Mink

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A Warrior is Gone, but Still Lives: A Tribute to Judge Carl Walker, Jr.

Jackson-Lee

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Bankruptcy Reform (**H.R. 333**).

Crowley

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Tort Reform Provisions in the Homeland Security Bill.

DeLauro

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Opposition to the Conference Report on the Bankruptcy Reform Bill.

Dingell

Page E 1467

Support of Motion to go to Conference on **H.R. 3210**, Terrorism Risk Insurance Protection Act.

Crowley

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Civil Service Amendment for Homeland Security Legislation.

DeLauro

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SENATE

Measures Introduced:

S. 2812. A bill *to fully enforce guidance on single sum distributions from cash balance plans*, and for other purposes; to the Committee on Finance.

Harkin

Page S 7469

Executive Communications:

EC-8164. A communication from the Acting Assistant Attorney General for Administration, Justice Management Division, Department of Justice, transmitting, pursuant to law, the report of a rule entitled "*Exemption of Department of Justice Privacy Act System of Records: Controlled Substances Act Nonpublic Records*" (JMD-002) received on July 23, 2002; to the Committee on the Judiciary.

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EC-8165. A communication from the Director, Regulations and Forms Services Division, Immigration and Naturalization Service, Department of Justice, transmitting, pursuant to law, the report of a rule entitled "*Powers of the Attorney General to Authorize State of Local Law Enforcement Officers to Exercise Federal Immigration Enforcement Authority During a Mass Influx of Aliens*" (RIN1115-AF20) received on July 24, 2002; to the Committee on the Judiciary.

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EC-8180. A communication from the Deputy Director, Financial Crimes Enforcement Network, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "*Rescission of Exemption from Bank Secrecy Act Regulations for Sale of Variable Annuities*" (RIN1506-AA30) received on July 18, 2002; to the Committee on Banking, Housing, and Urban Affairs.

Page S 7466

EC-8267. A communication from the Director, Workforce Compensation and Performance Service, Office of Personnel Management, transmitting, pursuant to law, the report of a rule entitled "*Cost-of-Living Allowances (Nonforeign Areas); Methodology Changes*" (RIN3206-AJ40; RIN3206-AJ41) received on July 23, 2002; to the Committee on Governmental Affairs.

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EC-8285. A communication from the Director of Communications and Legislative Affairs, Equal Employment Opportunity Commission, transmitting, pursuant to law, the report of a rule entitled "*Federal Sector Equal Employment Opportunity*" (RIN3046-AA57) received on July 23, 2002; to the Committee on Health, Education, Labor, and Pensions.

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S. 812 - Greater access to Affordable Pharmaceuticals Act:

Senate resumed consideration of S. 812, to amend the Federal Food, Drug, and Cosmetic Act to provide greater access to affordable pharmaceuticals, taking action on the following amendments proposed thereto:

Pages S 7462, D 847

Pending:

Reid (for Dorgan) Amendment No. 4299, to permit commercial importation of prescription drugs from Canada.

Pages S 7462, D 847

McConnell Amendment No. 4326 (to Amendment No. 4299), to provide for health care liability reform.

Pages S 7462, D 847

S. 812 - Greater access to Affordable Pharmaceuticals Act (Cont.):

A unanimous-consent-time agreement was reached providing for further consideration of the bill at 11:30

a.m., on Tuesday, July 30, 2002.

Pages S 7503, D 847

A motion was entered to close further debate on Reid (for Dorgan) Amendment No. 4299, listed above and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a cloture vote will occur on Wednesday, July 31, 2002.

Pages S 7462, D 847

A motion was entered to close further debate on the bill and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a cloture vote will occur on Wednesday, July 31, 2002.

Pages S 7462, D 847

Nominations Confirmed:

Senate confirmed the following nominations:

By unanimous vote of 95 yeas (Vote No. EX. 194), Julia Smith Gibbons, of Tennessee, to be United States Circuit Judge for the Sixth Circuit.

Pages S 7452-55, S 7504, D 847

"...The nominee being considered today is the first nominee to the Sixth Circuit to be given a vote by the Senate since 1997. After that, the Republican majority locked the gates and despite a number of well-qualified nominees sent to the Senate by President Clinton between 1995 and 2001, none were allowed to receive a hearing or a vote for all of 1998, 1999, 2000 and the first 3 months of 2001. Most of the vacancies that exist on the Sixth Circuit arose during the Clinton administration and before the change in majority last summer. Yet not one of the Clinton nominees to those current vacancies on the Sixth Circuit received a hearing by the Judiciary Committee under Republican leadership. The Sixth Circuit vacancies are a prime and unfortunate legacy of the past partisan obstructionist practices under Republican leadership and one of a number of examples of circuits in which the vacancies were preserved rather than filled by the former Republican majority in the Senate..." (Leahy, pages S 7452-53)

By unanimous vote of 96 yeas (Vote No. EX. 195), Joy Flowers Conti, of Pennsylvania, to be United States District Judge for the Western District of Pennsylvania.

Pages S 7455-57, S 7504, D 847

By unanimous vote of 96 yeas (Vote No. EX. 196), John E. Jones III, of Pennsylvania, to be United States District Judge for the Middle District of Pennsylvania.

Pages S 7457, S 7504, D 847

Lawrence A. Greenfeld, of Maryland, to be Director of the Bureau of Justice Statistics.

Pages S 7502, S 7503-04, D 847

Marcos D. Jimenez, of Florida, to be United States Attorney for the Southern District of Florida for the term of four years.

Anthony Dichio, of Massachusetts, to be United States Marshal for the District of Massachusetts for the term of four years.

James Thomas Roberts, Jr., of Georgia, to be United States Marshal for the Southern District of Georgia for the term of four years.

James Robert Dougan, of Michigan, to be United States Marshal for the Western District of Michigan for the term of four years.

Miriam F. Miquelon, of Illinois, to be United States Attorney for the Southern District of Illinois.

Michael Lee Kline, of Washington, to be United States Marshal for the Eastern District of Washington for the term of four years.

George Breffni Walsh, of Virginia, to be United States Marshal for the District of Columbia for the term of four years.

Pages S 7502, S 7503-04, D 848

Committee Meetings for Tuesday, July 30, 2002:

Committee on Indian Affairs: @ 10:00 a.m. To hold hearings on proposed legislation concerning the Department of the Interior/Tribal Trust Reform Task Force; and to be followed by **S. 2212**, to establish a direct line of authority for the Office of Trust Reform Implementations and Oversight to oversee the

management and reform of Indian trust funds and assets under the jurisdiction of the Department of the Interior, and to advance tribal management of such funds and assets, pursuant to the Indian Self-Determinations Act. SD-106.

Committee on the Judiciary: @ 2:15 p.m. Subcommittee on Crime and Drugs, to hold hearings to examine criminal and civil enforcement of environmental laws. SD-226.

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Remarks:

Judicial Nominations.

"... I am pleased to note that the majority leader is going to go right down the list on nominees and has stated earlier today that we would consider the nomination of Judge Brooks Smith, who is the chief judge of the Western District of Pennsylvania. The Third Circuit being in dire need of additional judicial manpower. [] It is my hope that we will soon establish a protocol to eliminate the partisan differences which have plagued the Federal judicial nominating process for many years..."

Specter

Page S 7461-62

The Federal Employees Health Insurance Premium Conversion Act. [S. 1022]

Burns

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Next SENATE MEETING: Tuesday, 10:30 a.m., July 29, 2002.

Next HOUSE MEETING: Wednesday, 2:00 p.m., September 4, 2002.

OLA: S. Schwarz, A. Santos